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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 THOMAS FOOTE RISELEY,

12 Plaintiff,

13 v.

14 WARDEN COVELLA,

15 Defendant.
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No. 2:21-cv-1078 AC P

ORDER

17 Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42
18 U.S.C. § 1983. ECF No. 1. Plaintiff has not, however, filed an in forma pauperis affidavit or
19 paid the required filing fee of \$350.00 plus the \$52.00 administrative fee.¹ See 28 U.S.C. §§
20 1914(a), 1915(a). Plaintiff will be provided the opportunity either to submit the appropriate
21 affidavit in support of a request to proceed in forma pauperis or to submit the required fees
22 totaling \$402.00.

23 The revised in forma pauperis application form includes a section that must be completed
24 by a prison official, which must be accompanied by a certified copy of the prisoner's prison trust
25 account statement for the six-month period immediately preceding the filing of this action.
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27 ¹ If leave to file in forma pauperis is granted, plaintiff will still be required to pay the filing fee
28 but will be allowed to pay it in installments. Litigants proceeding in forma pauperis are not
required to pay the \$52.00 administrative fee.

1 However, this section is for non-CDCR incarcerated prisoners only. Because plaintiff is housed
2 in CDCR custody, the CDCR will email plaintiff's certified financial information directly to the
3 court. But plaintiff must still provide a signed and dated application to proceed in forma
4 pauperis.

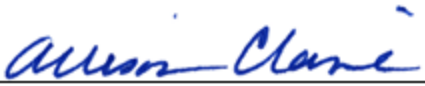
5 In accordance with the above, IT IS HEREBY ORDERED that:

6 1. The Clerk of Court is directed to send plaintiff a new Application to Proceed In Forma
7 Pauperis By a Prisoner;

8 2. Within thirty days from the date of this order, plaintiff shall submit an application to
9 proceed in forma pauperis on the form provided by the Clerk of Court or the required fees in the
10 amount of \$402.00.

11 Plaintiff is warned that his failure to comply with this order will result in a
12 recommendation that this action be dismissed.

13 DATED: June 25, 2021

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15 ALLISON CLAIRE
16 UNITED STATES MAGISTRATE JUDGE
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